

*** NOT FOR PUBLICATION ***

NO. 25470

IN THE SUPREME COURT OF THE STATE OF HAWAII

DAMASO ZAMBRANO, dba D & P CONSTRUCTION, Plaintiff-Appellant

vs.

CALVIN K. MIYAMURA, OCEAN PACIFIC REALTY, INC.,
ROBERT K.U. KIHUNE, CONSTANCE H. LAU, J. DOUGLAS KEAHOHOU ING.,
DIANE J. PLOTTS, and C. NAINOA THOMPSON,
AS TRUSTEES OF THE ESTATE OF BERNICE PAUAHI BISHOP,
and ISLAND INSURANCE COMPANY, LIMITED, Defendants-Appellees

and

JOHN and JANE DOES 6-10, DOE CORPORATIONS, PARTNERSHIPS and
ENTITIES 2-20, and DOE GOVERNMENTAL AGENCIES 1-20, Defendants

APPEAL FROM THE FIRST CIRCUIT COURT
(CIV. NO. 99-3281)

ORDER DISMISSING APPEAL

(By: Moon, C.J., Levinson, Nakayama, and Acoba, JJ.
and Intermediate Court of Appeals Chief Judge Burns,
assigned by reason of vacancy)

Upon review of the record, it appears that this court informed Appellant by letter dated March 7, 2003 that the time for filing the opening brief expired on February 22, 2003 and that, pursuant to Rule 30 of the Hawai'i Rules of Appellate Procedure, the matter would be called to the attention of the court for such action as the court deemed proper including

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dismissal of the appeal. Appellant having failed to respond to said letter or to otherwise oppose dismissal,

IT IS HEREBY ORDERED that the appeal is dismissed.

DATED: Honolulu, Hawai'i, March 21, 2003.